IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

REVIEW PETITION NO.5 OF 2004
IN
NOTICE OF MOTION NO.1520 OF 2001
IN
SUIT NO.2219 OF 2001

Bharat D. Shroff ...Review Petitioner.
Vs.
Savitriben Mehta & Ors. ..Respondents.

....

Mr. G.S. Godbole for the petitioner.
Mr. S.N. Vimadalal for respondent No.1.

....

CORAM : DR.D.Y.CHANDRACHUD, J.

24th September, 2004.

P.C. :

This review petition is by the Third Defendant. Exception is taken to the following directions in paragraph 10 of the order of the Court dated 21st July, 2003.

> "In so far as Flat No.8 which is in the occupation of the Third Defendant is concerned, the Court Receiver shall not dispossess the Third Defendant, but shall appoint him as his agent without any security but upon such terms as regards payment of royalty as may be determined by the Receiver."

There is no merit in the review petition. The Petitioner is not the legal heir of the deceased Madanlal. No ground for review has been made out. The petition is accordingly rejected.